

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION

WILLIAM STEVEN WALKER, )  
Plaintiff, )  
v. )  
MICHAEL J. ASTRUE, ) Civil Action No. 5:09CV62  
Commissioner of Social Security, )  
Defendant. )

**ORDER**

The Defendant, Michael J. Astrue, Commissioner of the Social Security Administration, has moved this Court, pursuant to sentence four of 42 U.S.C. § 405(g), to enter a judgment reversing his decision with a remand of the cause for further administrative proceedings.

On remand, the Administrative Law Judge will do the following: 1) further consider the opinion evidence, including that of the state agency physician; 2) further evaluate Plaintiff's residual functional capacity; 3) combine this claim with the subsequent application, and consider the evidence contained therein; and 4) as necessary, obtain evidence from a medical expert and a vocational expert.

Pursuant to the power of this Court to enter a judgment reversing the Commissioner's decision with remand in Social Security actions under sentence four of 42 U.S.C. § 405(g), this Court hereby REVERSES the Commissioner's decision under sentence four of 42 U.S.C. § 405(g) with a remand of the cause to the Commissioner for further proceedings. *See Melkonyan v. Sullivan*, 501 U.S. 89 (1991).

Signed: November 24, 2009



Richard L. Voorhees  
United States District Judge

